

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE

ZELMA J SUAREZ CASTILLO

DEBTOR(S)

CASE NO. 14-05619-EAG

CHAPTER: 13

MOTION REQUESTING DISMISSAL

TO THE HONORABLE COURT:

Comes now, **RELIABLE FINANCIAL SERVICES, INC.**, holder of a secured claim and Movant herein, and respectfully sets forth and prays:

1. Movant is the holder in due course of a duly executed conditional sales contract over motor vehicle TOYOT YARIS 2011 registered under number 3978051, executed by debtor(s) on MAY 14, 2011.

2. Debtor's(s') Chapter 13 Plan was confirmed on DECEMBER 2, 2014. Said plan calls for \$550.00 X 11, \$750.00 X 12, \$950.00 X 12, \$1,150.00 X 12, \$1,325.00 X 13 each. Movant is proposed to be paid 100% of its claim through the Chapter 13 Trustee's Office (Trustee).

3. However, according to the records made available to creditors by the Trustee, as of today's date, debtor(s) has(have) only paid **\$4,401.32**, out of **\$6,800.00** due.

4. Section 1307 (c) (6) of the Bankruptcy Code provides for the dismissal of a case under chapter 13 for "material default by the debtor with respect to a term of a confirmed plan."

**WHEREFORE**, Movant requests the dismissal of the instant case since debtor(s) has(have) defaulted on the payments to the Chapter 13 Trustee.

**NOTICE TO ALL PARTIES** is herein given to the effect that if no opposition is filed within **THIRTY (30) DAYS** from this notice, the Court may enter an Order dismissing the case without further hearing.

**CERTIFICATE OF MAILING**

I hereby certify that the present motion was filed electronically with the Clerk of the Court using CM/ECF systems which will send notifications of such to the **ALEJANDRO OLIVERAS**, Trustee and **CARLOS TEISSONNIERE RODRIGUEZ**, Debtor(s) Attorney and that we have sent copy of this document through regular mail to Debtor(s) **ZELMA J SUAREZ CASTILLO, URB GLENVIEW GARDENS N 18 Y2 PONCE, PR 00730** and all non CM/ECF participants interested parties to their address of record.

**RESPECTFULLY SUBMITTED,**

In San Juan, Puerto Rico this 14th day of JULY, 2015.

**/S/ CARLOS E. PEREZ PASTRANA**  
**USDC-208913**  
**Attorney for Movant**  
**PO BOX 21382**  
**SAN JUAN, PR 00928-1382**  
**TEL. 787-625-6645 FAX: 787-625-4891**  
**cperezp@reliablefinancial.com**

**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO**

**IN RE:**

**ZELMA J SUAREZ CASTILLO**

**DEBTOR(S)**

**CASE NO. 14-05619-EAG**

**CHAPTER 13**

**MOTION SUBMITTING DECLARATION  
UNDER PENALTY OF PERJURY**

Comes now, **RELIABLE FINANCIAL SERVICES, INC.**, holder of a secured claim and Creditor herein and submitting to the Honorable Court the following declaration:

I, **Yahsari Mejias Rodriguez, Administrative Secretary** for **RELIABLE FINANCIAL SERVICES**, declare under penalty of perjury, the following:

That according to the enclosed certification, provided by Department of Defense Manpower Data Center (DMDC), debtor(s) is(are) not on active military duty nor in the military service and does not fall within the Service Member Civil Relief Act of 2003.

**RESPECTFULLY SUBMITTED,**

In San Juan, Puerto Rico this 08 day of JULY, 2015.

**/S/Yahsari Mejias Rodriguez**  
**Administrative Secretary**  
P. O. Box 21382  
San Juan, PR 00928-1382  
Tel: (787)625-8014 Fax: (787)625-4891  
ymejasro@reliablefinancial.com



## Status Report Pursuant to Servicemembers Civil Relief Act

Last Name: SUAREZ

First Name: ZELMA

Middle Name:

Active Duty Status As Of: Jul-08-2015

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

Upon searching the data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the status of the individual on the active duty status date as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard). This status includes information on a Servicemember or his/her unit receiving notification of future orders to report for Active Duty.

*Mary M. Snavelly-Dixon*

Mary M. Snavelly-Dixon, Director  
Department of Defense - Manpower Data Center  
4800 Mark Center Drive, Suite 04E25  
Arlington, VA 22350

The DoD strongly supports the enforcement of the Servicemembers Civil Relief Act (50 USC App. § 501 et seq, as amended) (SCRA) (formerly known as the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced only a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual was on active duty for the active duty status date, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's status by contacting that person's Service via the "defenseink.mil" URL: <http://www.defenseink.mil/faq/pis/PC09SLDR.html>. If you have evidence the person was on active duty for the active duty status date and you fail to obtain this additional Service verification, punitive provisions of the SCRA may be invoked against you. See 50 USC App. § 521(c).

This response reflects the following information: (1) The individual's Active Duty status on the Active Duty Status Date (2) Whether the individual left Active Duty status within 367 days preceding the Active Duty Status Date (3) Whether the individual or his/her unit received early notification to report for active duty on the Active Duty Status Date.

## More information on "Active Duty Status"

Active duty status as reported in this certificate is defined in accordance with 10 USC § 101(d) (1). Prior to 2010 only some of the active duty periods less than 30 consecutive days in length were available. In the case of a member of the National Guard, this includes service under a call to active service authorized by the President or the Secretary of Defense under 32 USC § 502(f) for purposes of responding to a national emergency declared by the President and supported by Federal funds. All Active Guard Reserve (AGR) members must be assigned against an authorized mobilization position in the unit they support. This includes Navy Training and Administration of the Reserves (TARs), Marine Corps Active Reserve (ARs) and Coast Guard Reserve Program Administrator (RPAs). Active Duty status also applies to a Uniformed Service member who is an active duty commissioned officer of the U.S. Public Health Service or the National Oceanic and Atmospheric Administration (NOAA Commissioned Corps).

## Coverage Under the SCRA is Broader in Some Cases

Coverage under the SCRA is broader in some cases and includes some categories of persons on active duty for purposes of the SCRA who would not be reported as on Active Duty under this certificate. SCRA protections are for Title 10 and Title 14 active duty records for all the Uniformed Services periods. Title 32 periods of Active Duty are not covered by SCRA, as defined in accordance with 10 USC § 101(d)(1).

Many times orders are amended to extend the period of active duty, which would extend SCRA protections. Persons seeking to rely on this website certification should check to make sure the orders on which SCRA protections are based have not been amended to extend the inclusive dates of service. Furthermore, some protections of the SCRA may extend to persons who have received orders to report for active duty or to be inducted, but who have not actually begun active duty or actually reported for induction. The Last Date on Active Duty entry is important because a number of protections of the SCRA extend beyond the last dates of active duty.

Those who could rely on this certificate are urged to seek qualified legal counsel to ensure that all rights guaranteed to Service members under the SCRA are protected

WARNING: This certificate was provided based on a last name, SSN/date of birth, and active duty status date provided by the requester. Providing erroneous information will cause an erroneous certificate to be provided.

Certificate ID: 892A2EF811CCY10

Label Matrix for local noticing  
0104-2  
Case 14-05619-EAG13  
District of Puerto Rico  
Ponce  
Wed Jul 8 12:04:52 AST 2015

JETSTREAM FEDERAL CREDIT UNION  
PO BOX 5487  
MIAMI LAKES, FL 33014-1487

RELIABLE FINANCIAL SERVICES  
PO BOX 21382  
SAN JUAN, PR 00928-1382

US Bankruptcy Court District of PR  
Jose V Toledo Fed Bldg & US Courthouse  
300 Recinto Sur Street, Room 109  
San Juan, PR 00901-1964

AMERICAN EAGLE  
P.O. BOX 965005  
ORLANDO, FL 32896-5055

American InfoSource LP as agent for  
Midland Funding LLC  
PO Box 268941  
Oklahoma City, OK 73126-8941

BANCO POPULAR  
P.O. BOX 362708  
SAN JUAN, PR 00936-2708

BANCO POPULAR DE PUERTO RICO  
BANKRUPTCY DEPARTMENT  
PO BOX 366818  
SAN JUAN PR 00936-6818

(p)BANK OF AMERICA  
PO BOX 982238  
EL PASO TX 79998-2238

Cavalry Investments, LLC  
500 Summit Lake Drive, Ste 400  
Valhalla, NY 10595-1340

EASTERN AMERICA INSURANCE CO  
PO BOX 9023862  
SAN JUAN, PR 00902-3862

FIRST BANK  
CONSUMER SERVICE CENTER  
BANKRUPTCY DIVISION- (CODE 248)  
PO BOX 9146, SAN JUAN, PR 00908-0146

FIRST BANK  
P.O. BOX 13187  
SAN JUAN, PR 00908-3187

(p)CITIBANK  
PO BOX 790034  
ST LOUIS MO 63179-0034

ISLAND FINANCE  
P.O. BOX 71504  
SAN JUAN, PR 00936-8604

JC PENNEY  
P.O. BOX 960090  
ORLANDO, FL 32896-0090

JETSTREAM FEDERAL  
P.O. BOX 810048 AMF STATION  
CAROLINA, PR 00981-0048

JETSTREAM FEDERAL CREDIT UNION  
JETSTREAM FCU  
PO BOX 5487  
MIAMI LAKES FL 33014-1487

MONEY EXPRESS  
CONSUMER SERVICE CENTER  
BANKRUPTCY DIVISION-(CODE 248)  
PO BOX 9146, SAN JUAN, PR. 00908-0146

MONEY EXPRESS  
P.O. BOX 9146  
SAN JUAN, PR 00908-0146

PEP BOYS  
P.O BOX 965036  
ORLANDO, FL 32896-5036

R US CREDIT CARD  
P.O. BOX 530939  
ATLANTA, GA 30353-0939

SANTANDER FINANCIAL D/B/A ISLAND FINANCE  
PO BOX 195369  
SAN JUAN PR 00919-5369

SEARS  
P.O. BOX 183081  
COLUMBUS, OH 43218-3081

Synchrony Bank  
c/o Recovery Management Systems Corp  
25 SE 2nd Ave Suite 1120  
Miami FL 33131-1605

US DEPARTMENT OF EDUCATION  
P.O. BOX 5609  
GREENVILLE, TX 75403-5609

ALEJANDRO OLIVERAS RIVERA  
ALEJANDRO OLIVERAS CHAPTER 13 TRUS  
PO BOX 9024062  
SAN JUAN, PR 00902-4062

CARLOS JUAN TEISSONNIERE RODRIGUEZ  
URB BUENA VISTA  
BONITA 1316  
PONCE, PR 00717-2509

MONSITA LECAROEZ ARRIBAS  
OFFICE OF THE US TRUSTEE (UST)  
OCHOA BUILDING  
500 TANCA STREET SUITE 301  
SAN JUAN, PR 00901

ZELMA JULIA SUAREZ CASTILLO  
URB GLENVIEW GARDENS N 18 Y2  
PONCE, PR 00730

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

BANK OF AMERICA  
P.O. BOX 982235  
EL PASO, TX 79998

HOME DEPOT  
P.O. BOX 182676  
COLUMBUS, OH 43218-2676

(d)RELIABLE FINANCIAL SERVICES, INC.  
P.O. BOX 21382  
SAN JUAN, PR 00928-1382

End of Label Matrix  
Mailable recipients 29  
Bypassed recipients 0  
Total 29